

DECLARATION AND POWER OF ATTORNEY FOR UNITED STATES PATENT APPLICATION

☒ Original

☐ Supplemental

☐ Substitute

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a United States patent is sought on the invention entitled

P53 WILD-TYPE AS BIOMARKER FOR THE TREATMENT WITH MTOR INHIBITORS IN COMBINATION WITH A CYTOTOXIC AGENT

the specification of which:

☐ is attached hereto.

☐ was filed on _____ as Application No. _____
(day/month/year)

and, if this box (☐) contains an *

☐ was amended on _____
(day/month/year)

☒ was filed as Patent Cooperation Treaty international Application No.

PCT/EP2005/001849 on 22/02/2005
(day/month/year)

and, if this box (☐) contains an *

☐ entered the national stage in the United States and was accorded Application No. _____

and, if this box (☐) contains an *

☐ was amended, subsequent to entry into the national stage, on _____
(day/month/year)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above and, if this application was filed as a Patent Cooperation Treaty international application, by any amendments made during the international stage (including any made under Patent Cooperation Treaty Rule 91, Article 19 and Article 34).

I acknowledge my duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including, for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or Patent Cooperation Treaty international filing date of the continuation-in-part application.

I hereby claim the benefit under 35 U.S.C. 119(a)-(d) or (f) or 365(b) of any foreign application(s) for patent, inventor's certificate or plant breeder's right certificate listed below and under 35 U.S.C. 365(a) of any Patent Cooperation Treaty international application(s) designating at least one country other than the United States listed below and have also listed below any foreign application(s) for patent, inventor's certificate or plant breeder's right certificate and Patent Cooperation Treaty international application(s) designating at least one country other than the United States for the same subject matter and having a filing date before that of the application the priority of which is claimed for that subject matter:

COUNTRY/REGION (OR P.C.T.)	APPLICATION No.	FILING DATE (day/month/year)	PRIORITY CLAIMED
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<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

APPLICATION NO.	FILING DATE (day/month/year)
-----------------	---------------------------------

60/546856

23/02/2004

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s) listed below and under 35 U.S.C. 365(c) of any Patent Cooperation Treaty international application(s) designating the United States listed below:

United States Application No.	United States Filing Date (day/month/year)	Status (Pending, Abandoned or U.S. Patent No.)	International Application No. and Filing Date (day/month/year)
----------------------------------	--	--	--

I hereby appoint all of the registered practitioners associated with Customer No. 001095, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

If this box (☐) contains an x ☒, I hereby authorize the registered practitioners associated with Customer No. 001095 and any others acting on my behalf to take any action relating to this application based on communications from Corporate Intellectual Property of Novartis International AG, Basle, Switzerland, or an affiliate thereof or a successor thereto, without direct communication from me.

Please send all correspondence relating to this application to the address associated with Customer No. 001095.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole
or first joint inventor

Iwan BEUVINK

Inventor's signature

X 

Date

X 7-9-2006
(day/month/year)

Residence

4105 Biel-Benken, Switzerland

Citizenship

citizen of Netherlands

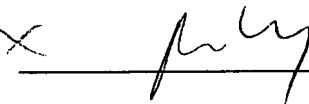
Post Office Address

**Jakobsweg 22
4105 Biel-Benken
Switzerland**

Full name of second
joint inventor, if any

Anne BOULAY

Inventor's signature

X 

Date

X 04-08-2006
(day/month/year)

Residence

68730 Blotzheim, France

Citizenship

citizen of France

Post Office Address

**9 Rue des Prés
68730 Blotzheim
France**

IMPORTANT: Before this declaration is signed, the patent application (the specification, the claims and this declaration) must be read and understood by each person signing it, and no changes may be made in the application after this declaration has been signed.

Full name of third
joint inventor, if any

Heidi LANE

Inventor's signature

X Heidi A. Lane

Date

X 12.09.2006
(day/month/year)

Residence

4105 Biel-Benken, Switzerland

Citizenship

citizen of Switzerland

Post Office Address

**Jakobsweg 22
4105 Biel-Benken
Switzerland**

Full name of fourth
joint inventor, if any

Terence O'REILLY

Inventor's signature

X Terence O'Reilly

Date

X 20. Sept - 2006
(day/month/year)

Residence

4057 Basel, Switzerland

Citizenship

citizen of Canada

Post Office Address

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4057 Basel
Switzerland**

Full name of fifth
joint inventor, if any

George THOMAS

Inventor's signature

Date

(day/month/year)

Residence

Wyoming, OH 45215, USA

Citizenship

citizen of USA

Post Office Address

**422, Hillcrest Drive
Wyoming, OH 45215
USA**

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or first joint inventor

Iwan BEUVINK

Inventor's signature

Date

(day/month/year)

Residence

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citizen of Netherlands

Post Office Address

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4105 Biel-Benken
Switzerland**

Full name of second
joint inventor, if any

Anne BOULAY

Inventor's signature

Date

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Heidi LANE

Inventor's signature

Date

(day/month/year)

Residence

4105 Biel-Benken, Switzerland

Citizenship

citizen of Switzerland

Post Office Address

**Jakobsweg 22
4105 Biel-Benken
Switzerland**

Full name of fourth
joint inventor, if any

Terence O'REILLY

Inventor's signature

Date

(day/month/year)

Residence

4057 Basel, Switzerland

Citizenship

citizen of Canada

Post Office Address

**Drahtzugstr. 51
4057 Basel
Switzerland**

Full name of fifth
joint inventor, if any

George THOMAS

Inventor's signature

Date

George Thomas
06/09/2006
(day/month/year)

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Citizenship

citizen of USA

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Wyoming, OH 45215
USA**